



contained in the Notice of Hearing and waives the respondent's right to a hearing. The hearing officer shall make a recommendation that an appropriate order be entered wherein, in addition to any other sanctions, respondent be held in default;

WHEREAS, pursuant to Section 130.1109 of Subpart K of the Rules, a respondent's failure to appear at the time and place set for hearing shall be deemed a waiver of the rights to present evidence, to argue, to object, to cross-examine witnesses, or to otherwise participate at the hearing;

WHEREAS, on May 17, 2011, the Hearing Officer, Soula J. Spyropolous, granted the Department's Motion for Respondent Bayer to be held in Default. Respondent Bayer failed or refused to file a timely answer, a special appearance, or other responsive pleading within (30) calendar days of receipt of the Notice and Respondent is hereby deemed to have admitted the facts alleged in the Notice. In addition, after a hearing on the merits, the Hearing Officer recommended that Respondent Bayer be subject to sanctions for his failure to pay the final tax assessment of a tax administered by the Illinois Department of Revenue, pursuant to Section 8.E(1)(o) of the Act;

WHEREAS, Respondent was given proper notice of the first date set for hearing and of his right to file an answer or other written response to the Notice. The Department sent the Notice via certified mail to Respondent's last known address, and the Broker Dealer where Respondent was currently employed;

WHEREAS, the Secretary of State, by and through his duly authorized representative, has adopted the Findings of Fact contained in the Notice issued against Respondent Bayer as the Secretary of State's Findings of Fact.

**NOW THEREFORE IT IS HEREBY ORDERED THAT:**

Pursuant to the authority granted by Section 8E(1)(o) of the Act, Respondent Bayer's registration as a salesperson in the State of Illinois is **REVOKED** effective May 27, 2011.

**ENTERED:** This 27<sup>th</sup> day of May 2011.

  
JESSE WHITE  
Secretary of State  
State of Illinois

**NOTICE:** Failure to comply with the terms of this Order shall be a violation of Section 12.D of the Act. Any person or entity that fails to comply with the

terms of this Order of the Secretary of State, having knowledge of the existence of this Order, shall be guilty of a Class 4 felony.

Pursuant to Section 130.1131 of the Rules, any party who receives an order, based on a failure to answer or otherwise plead, or a failure to appear at the hearing, may within ten days after receipt of the order file an application in writing with the Secretary of State or his designee requesting that the order be vacated. The application shall be supported by an affidavit specifying the reason the party was unable to file an answer, otherwise plead, or appear at the hearing.

This is a final order subject to administrative review pursuant to the Administrative Review Law, 735 ILCS 5/3-101 et seq. and the Rules and Regulations of the Illinois Securities Act (14 Ill. Admin. Code, Ch. I, Sec. 130.1123). Any action for judicial review must be commenced within thirty-five (35) days from the date a copy of this Order is served upon the party seeking review.

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Hearing Officer:

Soula Spyropoulos

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